IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.40589 of 2008
BAIJNATH SINGH son of Late Chhathu Singh
Resident of village- Englishpur, P.S.- Jagdishpur
District- Bhojpur
Versus
STATE OF BIHAR
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2 **15.12.2008** Heard learned counsel for the petitioner and Mr. R.P.S. Singh, Addl. P.P. appearing for the State.

The offence alleged is under sections 143, 144, 353, 504, 506 of the Indian Penal Code and section 27 of the Arms Act.

It has been submitted on behalf of the petitioner that he was only a member of the alleged mob and there is no specific overt act against him. It is further submitted that another similarly situated co-accused namely, Krishna Singh has been allowed anticipatory bail by this Court as per the order dated 25.11.2008 passed in Cr. Misc. No. 39107 of 2008. Learned counsel has produced the certified copy of the aforesaid order which is kept on record.

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Having considered the submissions, as noticed above, and in the facts and circumstances of the case, it is directed that in the event of arrest or surrender within a period of four weeks from today, the petitioner, above named, be released on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of

the like amount each to the satisfaction of the Chief Judicial Magistrate, Bhojpur, Arrah, in connection with Jagdishpur P.S.Case No. 40 of 2008 subject to the conditions as laid down under section 438(2) of the Code of Criminal Procedure.

Manish/- **(Shailesh Kumar Sinha,J.)**

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